

The Honorable Ronald B. Leighton

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON

ADVOCARE INTERNATIONAL, L.P.,
a Texas limited partnership,

Plaintiff,

v.

RICHARD PAUL SCHECKENBACH,
Individually and as part of the marital
community; *et al.*,

Defendants.

No. C08-5332 RBL

STIPULATION AND ORDER LIFTING
AND RELEASING PRELIMINARY
INJUNCTION

STIPULATION

Plaintiff AdvoCare International L.P. and the Scheckenbach Defendants (Richard Scheckenbach, Carol Gillette, Ascential Bioscience LLC, Breakthrough Nutrition, Ilcervello Properties LLC, R-Squared Nutrition Inc., and RavenSky LLC) hereby jointly request, stipulate and agree that the subjoined Order should be promptly entered by the Court.

Cause No. C08-5332 RBL

STIPULATION AND ORDER LIFTING AND
RELEASING PRELIMINARY INJUNCTION - 1

Cutler Nylander & Hayton

Professional Service Corporation

1191 Second Avenue, Suite 1650

Seattle, Washington 98101

Telephone 206 340-4600

DATED this 14th day of March, 2011.

s/C. Brenton Kugler

C. Brenton Kugler

Texas State Bar No. 11756250

Charlene C. Koonce

Texas State Bar No. 11672850

Of SCHEEF & STONE, LLP

Attorneys for Plaintiff

AdvoCare International, L.P.

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Of CUTLER NYLANDER & HAYTON, P.S.

Attorneys for defendants Scheckenbach,

Gillette, Ascential, Breakthrough, Ilcervello,

RavenSky, and R-Squared

ORDER

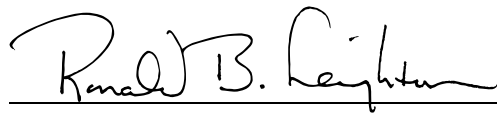
This matter having come before the Court on the foregoing stipulation of Plaintiff and the Scheckenbach Defendants, it is hereby ordered that:

1. The Preliminary Injunction entered on December 14, 2010 (Dkt #435), as amended thereafter (*see* Dkt #s 442, 449 and 455), is lifted and released immediately and all parties governed by the injunction, as amended, are discharged from further compliance with its terms.
2. Furthermore, (a) all bank and financial institution accounts still frozen are immediately unfrozen and (b) the Scheckenbach Defendants are immediately

1 released from all restrictions on the use of any assets or monies covered by the
2 injunction, as amended.

3 3. The Scheckenbach Defendants are authorized to provide a copy of this Order,
4 promptly following its entry to any bank or institution previously bound by the
5 Preliminary Injunction, including without limitation: Ameritrade (Gillette,
6 #1149), Frontier Bank (Scheckenbach, #6353), ING (Gillette, #4457), KeyBank
7 (RavenSky, #5850; Ilcervello Properties, #4887); Gillette, #5924), Northwestern
8 Mutual Insurance (Gillette #s 2701 and 4191; Scheckenbach #6488), Pacific
9 Continental Bank (Breakthrough Nutrition, #3585; Gillette, #9913), Prudential
10 (Scheckenbach, #7756; Gillette, #7734), Schwab (Scheckenbach #5755) and
11 Wells Fargo Bank (Gillette, #s 3982 and 7777) and shall, contemporaneously
12 therewith, provide a copy of the communication to plaintiff. Upon request of any
13 bank or institution, or upon request of the Scheckenbach Defendants, plaintiff will
14 promptly confirm to the bank or institution the entry of this Order to those persons,
15 and contemporaneously, provide a copy of such communication to the
16 Scheckenbach Defendants.
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19 Dated this 14th day of March, 2011.
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23 RONALD B. LEIGHTON
24 UNITED STATES DISTRICT JUDGE
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3 Approved for Entry:
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Schwabe Williamson & Wyatt, P.C/
David R. Ebel, WSBA #28853
Alex I. Poust, WSBA #22660

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